

## Message Text

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INFO OCT-01 ISO-00 L-03 DEAE-00 CIAE-00 INR-07 IO-10

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EUR/WE - MR. ROWELL

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FM SECSTATE WASHDC

TO AMEMBASSY MADRID

INFO AMEMBASSY PARIS

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E.O. 11652: GDS

TAGS: SNAR, SP

SUBJECT: NARCOTICS ASSISTANCE PROGRAM FOR SPAIN

REF: MADRID 4958 AND STATE 125292

1. PREPARATION OF TEXT OF AGREEMENT HAS BEEN DELAYED AND  
WILL BE FORWARDED SHORTLY. PRESENTATION OF DRAFT TO  
SPANISH AUTHORITIES SHOULD PROVIDE OPPORTUNITY FOR EMBASSY  
AND DEA REPRESENTATIVES TO DISCUSS AND CLARIFY CERTAIN  
POINTS WITH THEM IN ORDER TO PROVIDE MORE COMPLETE RECORD  
WHICH IS ESSENTIAL TO DEMONSTRATE TO THE CONGRESS THAT  
THIS PROGRAM RESULTS FROM A JOINT UNDERTAKING BETWEEN  
THE TWO GOVERNMENTS THAT CERTAIN EQUIPMENT, HOWEVER MODEST  
IN OVERALL AMOUNT, IS BEING OFFERED TO SPAIN TO SUPPLE-  
MENT AND ENHANCE SPANISH DRUG ENFORCEMENT EFFORTS AND  
CAPABILITIES. A PROGRAM JUSTIFICATION WILL BE SUBMITTED  
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AS AN UNCLASSIFIED STATEMENT TO THE CONGRESSIONAL COMMIT-

TEES,WHO RETAIN AUTHORITY TO DISALLOW ANY PROGRAM THAT DOES NOT APPEAR TO THEM TO BE JUSTIFIED.

2. FOR FURTHER BACKGROUND, AND FOR EVENTUAL USE IN DISCUSSION WITH THE SPANISH AUTHORITIES, THE PRINCIPAL POINTS WE HAVE IN MIND IN RELATION TO A SPANISH PROGRAM ARE THE FOLLOWING:

(A) THE SENATE APPROPRIATIONS COMMITTEE REPORT LAST MARCH ON THE INTERNATIONAL NARCOTICS CONTROL PROGRAM FOR FISCAL 1975 STATED THAT QUOTE THE COMMITTEE FEELS STRONGLY THAT IT IS NOT THE PURPOSE OF THE NARCOTICS PROGRAM TO GIVE THE PARTICIPATING GOVERNMENTS ACCESS TO A CONTINUOUS SUPPLY OF FREE POLICE EQUIPMENT, MUCH OF WHICH IS POSSIBLY BEING USED FOR PURPOSES UNRELATED TO CONTROL OF DRUG TRAFFIC. THE COMMITTEE THEREFORE RECOMMENDS A SHARP REDUCTION IN EQUIPMENT NOT DIRECTLY RELATED TO INCREASING THE RECIPIENTS DRUG TRAFFIC CONTROL EFFORT. CONGRESS DID NOT INTEND THAT THE ACTIVITY BECOME AN INTERNATIONAL LAW ENFORCEMENT ASSISTANCE PROGRAM. UNQUOTE.

(B) IN A STATEMENT TO THE FOREIGN OPERATIONS SUBCOMMITTEE OF THE SENATE APPROPRIATIONS COMMITTEE ON MAY 6 AMBASSADOR VANCE RESPONDED TO THE FOREGOING PARAGRAPH IN STATING THAT QUOTE WITH REGARD TO THE COMMITTEE'S VERY REASONABLE CONCERN THAT THIS EQUIPMENT MIGHT BE DIVERTED FROM THE NARCOTICS PURPOSES FOR WHICH IT IS CONTRIBUTED, LET ME SAY THIS. I HAVE PERSONALLY REVIEWED EACH COUNTRY PROJECT AND I AM SATISFIED THAT THERE IS NO SIGNIFICANT RISK OF DIVERSION. ALMOST ALL COUNTRIES WHICH RECEIVE NARCOTICS ENFORCEMENT EQUIPMENT HAVE SPECIAL NARCOTICS UNITS FOR WHICH THE EQUIPMENT IS EXCLUSIVELY INTENDED. WE HAVE IN EACH CASE THE RECIPIENT GOVERNMENT'S AGREEMENT AND WE ALSO HAVE, IN EACH RECIPIENT COUNTRY, AMERICAN GOVERNMENT PERSONNEL WHO ARE WORKING WITH THE FOREIGN GOVERNMENT'S NARCOTICS POLICE AND WOULD KNOW IF IMPORTANT DIVERSION OCCURRED. MOREOVER, WE HAVE BEEN ASSURED, SINCE THE COMMITTEE'S REPORT WAS RECEIVED BY US, ONCE AGAIN BY OUR RESPECTIVE MISSIONS THAT ALL THE EQUIPMENT WE HAVE FURNISHED IS STILL BEING USED FOR THE PURPOSE FOR WHICH IT WAS GRANTED. UNQUOTE. IN THE CASE OF SPAIN LIMITED OFFICIAL USE

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THE MISSION WOULD BE EXPECTED TO REPORT PROMPTLY ANY EVIDENCE THAT EQUIPMENT TO BE PROVIDED BY THE US IS NOT BEING USED PRIMARILY IN DRUG ENFORCEMENT WORK, ALTHOUGH NO PRECISE END-USE MONITORING PROCEDURES WILL BE ESTABLISHED WITH THE GOS.

(C) BEFORE ENTERING INTO THE AGREEMENT WITH SPAIN WE'D NEED TO HAVE IN HAND ADEQUATE INFORMATION FROM THE MISSION

TO PREPARE A NOTIFICATION TO CONGRESS, UNDER SECTION 113 OF THE FOREIGN ASSISTANCE ACT, INDICATING THE CONTENT AND PURPOSE OF THE INTENDED SPANISH EQUIPMENT PROGRAM, INCLUDING A STATEMENT OF PRECISELY WHICH SPANISH ORGANIZATIONS WILL USE THE EQUIPMENT AND FOR WHAT PRIMARY PURPOSES, AND A STATEMENT THAT THIS IS A JOINT EFFORT. FOR THIS LAST REASON WE TOOK NOTE OF THE STATEMENT IN MADRID 3074 THAT QUOTE I RECOGNIZE THAT THE SPANISH CAN BUY

SOME OF THIS EQUIPMENT AND IT WILL BE MY AIM TO ENCOURAGE THEM TO DO SO UNQUOTE WHEN WE STATED IN STATE 125292 THAT QUOTE WE BELIEVE THAT BEFORE THE US PROVIDES EQUIPMENT SPANISH AUTHORITIES SHOULD BE APPROACHED TO DETERMINE WHETHER THE GOS COULD PURCHASE SOME OF THE EQUIPMENT UNQUOTE ON THE EMBASSY LIST. WE WILL WANT TO INCLUDE A GENERAL STATEMENT IN THE NOTIFICATION REGARDING THE RELATIONSHIP OF OUR PROGRAM TO PAST AND PRESENT SPANISH EQUIPMENT ACQUISITIONS FROM THEIR OWN RESOURCES. WE SHOULD BE IN A POSITION TO INDICATE UNAMBIGUOUSLY TO THE CONGRESS THAT THIS IS A JOINT PROGRAM AND NOT LEAVE THE IMPRESSION THAT IT WOULD BE A UNILATERAL US GESTURE TO SPAIN TO ENCOURAGE AND ENLIST THEIR CONTINUING COOPERATION IN THE DRUG ENFORCEMENT EFFORT. UNDER THE LEGISLATION THE CONGRESS, AFTER RECEIPT OF NOTIFICATION OF THE SPANISH ASSISTANCE PROGRAM, HAS FIFTEEN DAYS TO INDICATE ANY DISAPPROVAL OF THE PROGRAM.

3. OUR INTENTION IS THAT THE DRAFT AGREEMENT TO BE FORWARDED TO THE EMBASSY WILL BE COUCHED IN GENERAL TERMS. THIS COULD BE SUPPLEMENTED BY A MORE PRECISE MEMORANDUM OF UNDERSTANDING. SUCH AN ARRANGEMENT WOULD BE SIMILAR TO THE ONE WITH MEXICO, WHICH WAS EXTREMELY SENSITIVE ABOUT WHAT APPEARED IN THE BASIC AGREEMENT AND ABOUT PUBLIC LIMITED OFFICIAL USE

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LICITY REGARDING THE ORIGIN OF THE EQUIPMENT. INGERSOLL

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
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